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12 Plaintiff,
13 v. ORDER OF DISMISSAL
14 ALTA BATES SUMMIT MEDICAL CENTER,
15 et al.,
16 Defendants.
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19 On June 27, 2011, Plaintiff, a state prisoner presently
20 incarcerated at Mule Creek State Prison and frequent litigant in
21 federal court, filed a civil cover sheet and one-page document with
22 the Court. Doc. #1. The Court Clerk notified Plaintiff in writing
23 at that time that his action was deficient because his complaint was
24 incomplete (Doc. #2) and because he had neither paid the requisite
25 \$350.00 filing fee nor submitted a signed and completed court-
26 approved in forma pauperis application (Doc. #3). See 28 U.S.C.
27 § 1915(a)(2). Plaintiff was advised that failure to file the
28 requested items within thirty (30) days would result in dismissal of

1 the action. Doc. ## 2 & 3.

2 Over forty (40) days have elapsed since Plaintiff was
3 notified of his filing deficiencies; however, he has neither
4 provided the Court with the requisite items nor filed a request for
5 an extension of time to do so. The action, therefore, is DISMISSED
6 without prejudice.

7 The Clerk is directed to terminate all pending motions as
8 moot and close the file.

9 IT IS SO ORDERED.

10 DATED

08/09/2011


11 THELTON E. HENDERSON
12 United States District Judge

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